

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

NOEL C. MURRAY and DR. SWARNA PERERA, on behalf of themselves and all others similarly situated,

### **Plaintiffs.**

vs.

PROVIDENT TRUST GROUP, LLC

**Defendant.**

Case No.: 2:18-cv-01382-MMD-GWF

**ORDER RE:  
STIPULATION AND [PROPOSED]  
ORDER TO EXTEND BRIEFING  
SCHEDULE ON DEFENDANTS'  
MOTION TO DISMISS FIRST  
AMENDED COMPLAINT**

Plaintiffs Noel C. Murray, Dr. Swarna Perera, and Joyce E. Friedman (“Plaintiffs”), by and through their counsel of record, the Law Office of Hayes & Welsh, the Law Office of Christopher J. Gray, P.C., and the Law Offices of Joshua B. Kons, LLC, and Defendant Provident Trust Group, LLC, by and through its counsel of record, Greenberg Traurig, LLP, hereby stipulate and request that the Court extend the time by which Plaintiffs must file papers in opposition to

1 Defendant's Motion to Dismiss Plaintiffs' First Amended Complaint (DE 49, the "Motion to  
2 Dismiss") until and including, **July 26, 2019**. This Stipulation is made and based upon the  
3 following:

- 4 1. Plaintiffs filed their First Amended Class Action Complaint on May 8, 2019, in  
5 which they allege Defendant breached contractual duties as custodian of Plaintiffs'  
6 Individual Retirement Accounts. [ECF No. 46]. Plaintiffs seek certification to  
7 represent a class of similarly situated individuals across the country. *Id.*
- 8 2. Defendant filed the Motion to Dismiss on June 21, 2019 and Plaintiffs' opposition  
9 papers are currently due on July 5, 2019.
- 10 3. Counsel for Plaintiffs has requested additional time to evaluate the Motion to  
11 Dismiss and prepare a response, taking into account the exercise of due diligence.  
12 Counsel for Defendant has agreed to this request.
- 13 4. In light of the foregoing, the parties agree that Plaintiffs shall have up to, and  
14 including, **July 26, 2019**, to respond to the Motion to Dismiss.
- 15 5. This is the first request for an extension of time in this regard. This Stipulation is  
16 entered into in good faith and not for purposes of delay.

17  
18 DATED: June 25, 2019

19  
20 DATED: June 25, 2019

21 /s/ Martin L. Welsh  
22 THE LAW OFFICE OF HAYES & WELSH  
23 Martin L. Welsh, Esq. (Nevada Bar No. 8720)  
199 N. Arroyo Grande Blvd., Suite 200  
Henderson, Nevada 89074  
Telephone: (702) 434-3444  
Email: [mwelsh@lqlaw.com](mailto:mwelsh@lqlaw.com)

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21 /s/ Mark E. Ferrario  
22 GREENBERG TRAURIG, LLP  
23 Mark E. Ferrario, Esq. (Nevada Bar. No. 1625)  
Jason K. Hicks, Esq. (Nevada Bar No. 13149)  
10846 Griffith Peak Drive, Ste. 600  
Las Vegas, Nevada 89135  
Telephone: (702) 792-3773  
Email: [ferrariom@gtlaw.com](mailto:ferrariom@gtlaw.com)  
Email: [hicksjk@gtlaw.com](mailto:hicksjk@gtlaw.com)

24 *Attorneys for Defendant*

1 LAW OFFICE OF CHRISTOPHER J. GRAY P.C.  
2 Christopher J. Gray, Esq. (*Pro Hac Vice*)  
3 360 Lexington Avenue, 14th Floor  
4 New York, New York 10017  
5 Telephone: (866) 966-9598  
6 Email: [chris@investorlawyers.net](mailto:chris@investorlawyers.net)  
7 Email: [mike@investorlawyers.net](mailto:mike@investorlawyers.net)

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LAW OFFICES OF JOSHUA B. KONS, LLC  
Joshua B. Kons, Esq. (*Pro Hac Vice*)  
100 Pearl Street, 14<sup>th</sup> Floor  
Hartford, CT 06103  
Telephone: (860) 920-5181  
Facsimile: (860) 920-5174  
Email: [joshuakons@konslaw.com](mailto:joshuakons@konslaw.com)

Attorneys for Plaintiffs

IT IS SO ORDERED.



MIRANDA M. DU

UNITED STATES DISTRICT COURT JUDGE

DATED THIS 27<sup>th</sup> day of June 2019.